IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

PUBLIC INTEREST LITIGATION NO. 92 OF 2003

Shantaram Dudaram Patil ...Petitioner

Versus

State of Maharashtra and Ors. ...Respondents

Mr. Ulhas Naik with Mr. S.R. Borulkar for the petitioner.
Mr. P.M. Patil, Assistant Government Pleader, for respondent Nos.1 and 2.
Mr. S.P. Thorat for respondent No.3.
Mr. Vijay Patil for respondent No.4.

CORAM: **DALVEER BHANDARI, C.J.** &
DR. D.Y. CHANDRACHUD, J.
DATE: **OCTOBER 20, 2004**.

P.C.

The petitioner has, through this Public Interest Litigation, alleged that respondent No.4 has indulged in several malpractices in supply of foodgrains to the beneficiaries under the Integrated Child Development Scheme implemented by the State of Maharashtra. The petitioner, therefore, prayed that respondent Nos. 1 to 3 be directed to cancel the contract awarded to respondent No.4.

2. Pursuant to the show cause notice issued to the respondents, Principal Secretary, Women and Child Development Department,

Mantralaya, Mumbai-400 032 has filed an affidavit on 29th September, 2004. It is incorporated in the said affidavit that the samples taken were sent for testing to the Laboratory of Food and Nutrition Board, Government of India as per the procedure laid down. The said laboratory is an authorised laboratory under the ICDS Schemes where samples are tested. The samples sent to the Food and Nutrition Board were found in order.

3. In view of the affidavit filed by the Principal Secretary, Women and Child Development Department, Mantralaya, no further directions are necessary in this PIL. This PIL is accordingly dismissed.

CHIEF JUSTICE

DR. D.Y. CHANDRACHUD, J.